

Appl. No. 10/089,351  
Atty. Docket No.8278  
Amdt. Dated 08/10/2005  
Reply to Notice of Non-Compliant Amendment of 08/03/2005  
Customer No. 27752

### AMENDMENTS TO THE CLAIMS

This listing of claims will replace all prior versions, and listings, of claims in the application:

#### Listing of Claims:

Claims 1-20 (canceled)

21. (Currently amended) A semi-enclosed applicator for distributing a product having a first temperature onto a target surface, said applicator comprising:
- (a) a first side having a first external surface;
  - (b) a second side;  
wherein said first side and said second side are joined to form an internal cavity therebetween, ~~said internal cavity having at least one externally accessible opening;~~
  - (c) an opening for accessing said internal cavity;
  - (d) a rupturable reservoir located proximate to said first side; said rupturable reservoir comprising said product; and,
  - (e) a heating and/or cooling element located proximate to said rupturable reservoir;  
wherein said product is released from said rupturable reservoir upon rupture;  
wherein said heating and/or cooling element changes said first temperature of said product; and ~~upon activation;~~  
wherein said product is ~~released from said reservoir applied~~ to said target surface, ~~through said first external surface of said first side upon rupturing of said rupturable reservoir.~~
22. (Previously presented) The applicator of Claim 21, wherein said heating and/or cooling element is in contacting engagement with said reservoir.
23. (Previously presented) The applicator of Claim 21, wherein said product is selected from the group consisting of face cleansers, body cleansers, toners,

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lotions, moisturizers, ointments, cosmetics/make-ups, medicaments, and related topically applied treatments.

24. (Previously presented) The applicator of Claim 21, wherein said product comprises components selected from the group consisting of alcohols, colorants/pigments, emollients, emulsifiers, oils, polymers, and waxes.
25. (Previously presented) The applicator of Claim 21, wherein said product has shear-thinning or thixotropic properties.
26. (Previously presented) The applicator of Claim 21, wherein said product is selected from the group consisting of petrolatum, petroleum jelly, castor oil, sunscreen, octocrylene, tocopheryl acetate, gums, and non-volatile organo-substituted polysiloxanes.
27. (Previously presented) The applicator of Claim 21, wherein said applicator contains a massaging structure disposed upon the first external surface.
28. (Previously presented) The applicator of Claim 21, wherein said massaging structure is selected from the group consisting of a rigid pleated structure, corrugated structure, ribbed structure, rigid raised surface protrusions, recessed surface protrusions, void spaces within an otherwise solid flat structure, perforations within an otherwise solid flat structure, rotating or rolling balls, rotating or rolling cylinders, rotating or rolling rods, three-dimensional patterns embossed in a solid material, three-dimensional patterns engraved in a solid material, and three-dimensional patterns formed in a solid material.
29. (Previously presented) The applicator of Claim 21, wherein said rupturable reservoir is provided with a frangible seal having a resistance to bursting.
30. (Previously presented) The applicator of Claim 21, further comprising a barrier layer disposed proximate to said first side, said barrier layer being substantially impervious to said product.

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31. (Currently amended) The applicator of Claim 21, wherein said heating/cooling ~~element is activatable, includes an exothermic or endothermic system that provides~~ heating or cooling effect.
32. (Currently amended) The applicator of Claim 31, wherein said exothermic or endothermic system ~~includes~~ is activated by an anhydrous reactions, heats of solution, oxidation reactions, crystallization, corroding alloys, zeolite-liquid systems and/or heat of neutralization.
33. (Previously presented) The applicator of Claim 32, wherein said heating/cooling element comprises an anhydrous salt.
34. (Previously presented) The applicator of Claim 21, wherein said first side comprises a synthetic woven, synthetic knit, nonwoven, apertured film, macroscopically expanded three-dimensional formed film, absorbent or fibrous absorbent material, foam, or laminates and/or combinations thereof.
35. (Previously presented) The applicator of Claim 34, wherein said first side comprises a nonwoven.
36. (Currently amended) The applicator of Claim 21 wherein said rupturable reservoir is ruptured by an application of force. ~~mechanical force.~~
37. (Previously presented) The applicator of Claim 21 wherein said rupturable reservoir comprises a chamber.
38. (Currently amended) The applicator of Claim 21 wherein said rupturable reservoir comprises a dispersion-dispensing aperture.
39. (Previously presented) The applicator of Claim 21 wherein said rupturable reservoir comprises a plurality of chambers.
40. (Canceled)